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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.

09/347,845

Confirmation No.:

4401

Applicant

: Yang, et al.

Filing Date

July 2, 1999

Title

FLEXIBLE STRETCHABLE COILED SHEET STENT

Group Art Unit

3731

Examiner

Bui, Vy Q.

Docket No.

702563.40

Customer No.

34313

Commissioner for Patents Mail Stop Amendment PO Box 1450 Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

In accordance with 37 CFR §§ 1.97 and 1.98, the items identified in this Information Disclosure Statement ("IDS") are brought to the attention of the Office. The items are listed on the attached form PTO-1449. In accordance with the USPTO waiver of the requirement under 37 CFR 1.98(a)(2)(i), only copies of foreign patent documents and non-patent literature are enclosed for the convenience of the Examiner.

The items identified in this IDS may or may not be "material" pursuant to 37 CFR § 1.56. The submission thereof by Applicant is not to be construed as an admission that any such patent, publication or other information referred to therein is material or considered to be material (37 CFR § 1.97(h)), or even qualifies as "prior art" under 35 USC § 102 with respect to this invention unless specifically designated by Applicant as such.

CERTIFICATE OF MAILING (37 CFR §1.8)

I hereby certify, pursuant to 37 CFR §1.8, that I have reasonable basis to expect that that this paper or fee (along with any referred to as being attached or enclosed) would be mailed or transmitted on or before the date indicated with the United States Postal Service with sufficient postage as first class mail on the date shown below in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450.

Dated:	•	ı

Signature of Person Mailing Document

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Applicant Appl. No. Examiner Docket No. Yang, et al. 09/347,845 Bui, Vy Q. 702563.40

	INFORMATION DISCLOSURE STATEMENT FILING PROVISION:
This I	DS is believed to be timely in that it is being submitted under 37 CFR § 1.97(b),
that is (1) wit	hin three months of the filing date of the application, which is not a continued
prosecution a	application filed under § 1.53(d); or (2) within three months of entry of the national
stage as set	forth in 37 CFR § 1.491; or (3) before the mailing of a first Office action on the
merits; or (4)	before the mailing of a first Office action after filing a request for continued
examination	under § 1.114. Thus, no fee is required.
	However, if the undersigned is in error in this regard, Applicant respectfully
	requests that the Office consider this IDS as filed under 37 CFR § 1.97(c), if
	applicable, and charge the fee due under 37 CFR §1.17(p) to the deposit
	account referenced below.
	However, if the undersigned is in error in this regard, Applicant respectfully
	requests that the Office consider this IDS as filed under 37 CFR § 1.97(c), if
	applicable, and a statement under 37 CFR § 1.97(e) is included below, thus
	no fee is required.
	DS is being submitted under 37 CFR § 1.97(c), that is after mailing of a first Office
action on the	merits, but before a Final Action under 37 CFR § 1.113 or a Notice of Allowance
under 37 CF	R § 1.311.
\boxtimes	The fee due under 37 CFR § 1.17(p) is submitted herewith.
	A statement under 37 CFR § 1.97(e) is included below, thus no fee is
	required. In the event that this IDS is not received before a Final Action or a
	Notice of Allowance, then Applicant respectfully requests that the Office
•	consider the filing of these papers to be submitted under 37 CFR § 1.97(d)
	and charge the fee due under 37 CFR § 1.17(p) to the deposit account below.
This I	DS is being submitted under 37 CFR § 1.97(d), that is after a Final Action under 37
CFR § 1.113	or a Notice of Allowance under 37 CFR § 1.311, but before payment of the issue
fee. A stater	nent under 37 CFR § 1.97(e) is included below. The fee due under 37 CFR
§ 1.17(p) is s	submitted herewith.

Applicant Appl. No. Examiner

Yang, et al. 09/347,845 Bui, Vy Q. 702563.40

Docket No.

•	STATEMENT UNDER 37	7 CFR § 1.97(e):
☐ Each item of	ontained in this IDS was first cit	ited in any communication from a foreign
patent office in a co	ounterpart foreign application no	ot more than three months prior to the filing of
this IDS.		
☐ No item cor	itained in this IDS was cited in a	a communication from a foreign patent office
in a counterpart for	eign application, and, to the kno	owledge of the person signing this statement
after making reaso	nable inquiry, no item of informa	ation contained in this IDS was known to any
individual designat	ed in 37 CFR § 1.56(c) more tha	nan three months prior to the filing of this IDS.
	PAYMENT AND/OR AUTHORIZA	ATION TO CHARGE FEES:
☐ A check in t	he amount of is enclosed	d for the above fee(s).
	ge \$180.00 to Deposit Account	t No. 15-0665 for the above fee(s).
	ssioner is authorized to charge	any fees required by the filing of these
papers, and to cred	dit any overpayment to Orrick, H	Herrington & Sutcliffe's Deposit Account
No. 15-0665 .		
	F	Respectfully submitted,
	C	ORRICK, HERRINGTON & SUTC LIF FE LLP
Dated:	28, 2005 E	By: Charles C. Fowler
		Reg. No. 39675

ORRICK, HERRINGTON & SUTCLIFFE LLP 4 Park Plaza, Suite 1600 Irvine, CA 92614 949/567-6700 Telephone 949/567-6710 Facsimile

Approved for use through 7/31/06. OMB 0651-0031

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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Substitute for form 1449A/PTO	Complete	if Known
OIPE	Application Number	09/347,845
│ IÑRORMATION DISCLOSURE	Filing Date	July 2, 1999
MAY 0 5 200\$TATEMENT BY APPLICANT	First Named Inventor	Yang, et al.
	Art Unit	3731
(use as many sheets as necessary)	Examiner Name	Bui, Vy Q.
1 of 1	Attorney Docket Number	702563.40

L	U.S. Patent Document	Publication Date	Name of Patentee or
No. ¹	Number-Kind Code ^{2 (if known)}	MM-DD-YYYY	Applicant of Cited Document
A	6042597	3-28-2000	Judinitch, Robert, et al.
-		No. ¹ Number-Kind Code ^{2 (if known)}	No. ¹ Number-Kind Code ^{2 (f known)} MM-DD-YYYY

•		FOREIGN PA	TENT DOCUMENTS		
Examiner		Foreign Patent Document	Publication Date	Name of Patentee or	
Initials	Cite No.1	Country ³ Number ⁴ Kind Code ^{5 (if known)}	MM-DD-YYYY	Applicant of Cited Document	T ⁶
	BA	DE 198 34 956	5-6-1999	Alt Eckhard	
	BB	WO 00 28921	5-25-2000	Endotex Interventional	
				Systems, Inc.	
	BC	EP 0 956 832	11-17-1999	Medinol, Ltd.	

Examiner	DOCSOC1:162303.1	Date	
Signature		Considered	

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹Applicants unique citation designation number (optional). ²See Kinds of U.S. Patent Documents at www.uspto.gov or MPEP 901.04. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is govern by 35 USC 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you are required to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO: Commissioner for Patents, Mail Stop Amendment, P.O. Box 1450, Alexandria, VA 22313-1450.